

COPY

1 G. Thomas Martin, III (SBN 218456)
2 **PRICE LAW GROUP, APC**
3 15760 Ventura Blvd., Suite 1100
4 Encino, CA 91436
5 Direct Dial: (818) 907-2030
6 Fax: (818) 205-3730
7 tom@plglawfirm.com
8 Attorneys for Plaintiff,
9 ROSA CHANEY

2014 FEB -4 PM 3:10
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES
BY: _____

FILED

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

ROSA CHANEY,

Plaintiff,

vs.

RENT RECOVERY SOLUTIONS; and
DOES 1 to 10, inclusive,
Defendants.

Case No. **CV 14-0871** *ABR*
**COMPLAINT AND DEMAND FOR
JURY TRIAL**

(Unlawful Debt Collection Practices)

Demand Does Not Exceed \$10,000

COMPLAINT

JURISDICTION

1. Jurisdiction of this Court arises under 28 U.S.C. § 1331 and pursuant to 15 U.S.C. § 1692k(d), and pursuant to 28 U.S.C. § 1367 for pendent state law claims.
2. This action arises out of Defendants' violation of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 et seq. ("FDCPA") and the Rosenthal Fair Debt Collection Practices Act, §1788.1 et. seq. ("RFDCPA").
3. Venue is proper in this District because the acts and transactions occurred

1 here, Plaintiffs reside here, and Defendants transact business here.

2 **PARTIES**

3
4 4. Plaintiff Rosa Chaney is a natural person who resides in the City of Whittier,
5 County of Los Angeles, State of California, and is a “consumer” as that term is
6 defined by 15 U.S.C. § 1692a(3) and RA §1788(2)(h).
7

8 5. Defendant Rent Recovery Solutions (hereinafter “Defendant RRS”) is a
9 collection agency operating from an address of 2814 Spring Road, Suite 301,
10 Atlanta, Georgia and is a “debt collector” as that term is defined by 15 U.S.C. §
11 1692a(6) and RFDCPA §1788.2(c).
12
13

14 **FACTUAL ALLEGATIONS**

15
16 6. Plaintiff Rosa Chaney was never affiliated with any debt which originated
17 with Richmond Village, LLC in regard to a lease at 9999 Walnut Street, Dallas,
18 Texas 75243
19

20
21 7. Nonetheless, Defendant Rent Recovery began to contact Plaintiff Rosa
22 Chaney via regular mail regarding this debt that originated with Richmond Village,
23 LLC.
24

25 8. On or about, January 23, 2013, Plaintiff received a letter from Defendant
26 Rent Recovery which was a “communication” in an attempt to collect a debt as
27 that term is defined by 15 U.S.C. § 1692a(2).
28

1 9. The January 23rd letter indicated the Defendant Rent Recovery was
2 attempting to collect a debt on behalf of Richmond Village/HBS in regards to a
3 balance of \$1,282.50 due on a rental property located at 9999 Walnut Street,
4 Dallas, Texas 75243.
5

6 10. The letter was an attempt to collect a debt from a "Rosa Gonzalez."
7

8 11. The lease was agreed to by Richmond Village and Rosa "Maria" Gonzalez.
9

10 12. Plaintiff Rosa Chaney before her marriage was known as Rosa Gonzalez,
11 however, she never bore the middle name of "Maria" or ever resided Dallas, Texas.
12

13 13. Defendant Rent Recovery was attempting to collect a debt from Plaintiff
14 Rosa Chaney that she never owed.
15

16 14. Upon receipt of Defendant Rent Recovery's letter Plaintiff immediately
17 telephoned Defendant Rent Recovery to inform them of the error.
18

19 15. Defendant, unfortunately, instead of clarifying, or attempting to clarify the
20 error, accused Plaintiff of lying.
21

22 16. Additionally, the letter that was sent in an attempt to collect a debt did not
23 contain the language informing Plaintiff of her right to dispute the debt within
24 thirty days as required by 15 U.S.C 1692 otherwise known as the Fair Debt
25 Collection Practices Act.
26

27 17. During their collection communications, Defendants violated numerous
28

1 and multiple provisions of the FDCPA, including but not limited to 15 U.S.C. §
 2 1692e, 1692e(2) 1692e(5), 1692e(10), 1692e(11), 1692f, 1692f(1), 1692g,
 3 1692g(a)(1), 1692g(a)(2), 1692g(a)(3), 1692g(a)(4), 1692g(a)(5) and RFDCPA §
 4 1788.10(f) and 1788.11(a).
 5

6 18. Plaintiff has suffered actual damages as a result of these illegal collection
 7
 8 communications in the form of anger, anxiety, emotional distress, fear, humiliation,
 9
 10 frustration, amongst other negative emotions, as well as suffering from unjustified
 11 and abusive invasions of personal privacy at Plaintiff's home.

12 **CAUSES OF ACTION**

13 **COUNT I**

14 **VIOLATIONS OF THE FAIR DEBT COLLECTION PRACTICES ACT** 15 **15 U.S.C. § 1692 et seq.**

16 19. Plaintiff repeats and realleges and incorporates by reference paragraphs 1
 17
 18 through 19.

19 20. Defendant violated the FDCPA. Defendants violations include, but are not
 20
 21 limited to, the following:

22 (a) The Defendants violated 15 U.S.C. §1692e by making any other
 23
 24 false, deceptive, or misleading representation or means in
 25
 26 connection with the debt collection.

27 (b) The Defendants violated 15 U.S.C. §1692e(2) by misrepresenting
 28
 the character, amount, or legal status of the alleged debt.

1 (c) The Defendants violated 15 U.S.C. §1692e(5) by threatening to
2 take any action that cannot legally be taken or that is not intended
3 to be taken.
4

5 (d) The Defendants violated 15 U.S.C. §1692e(10) by using any false
6 representation or deceptive means to collect or attempt to collect
7 any debt or to obtain information concerning a consumer.
8

9 (e) The Defendants violated 15 U.S.C. §1692e(11) by failing to
10 communicate the mini-Miranda warning, "This is an attempt to
11 collect a debt and any information obtained will be used for that
12 purpose."
13

14 (f) The Defendants violated 15 U.S.C. §1692f by using unfair or
15 unconscionable means to collect or attempt to collect the alleged
16 debt.
17

18 (g) The Defendants violated 15 U.S.C. §1692f(1) by attempting to
19 collect any amount not authorized by the agreement creating the
20 debt or permitted by law.
21

22 (h) The Defendants violated 15 U.S.C. §1692g by failing to send the
23 consumer a thirty (30) day validation notice within five days of
24 the initial communication.
25
26
27
28

1 (i) The Defendants violated 15 U.S.C. §1692g(a)(1) by failing to
2 state the amount of debt.

3 (j) The Defendants violated 15 U.S.C. §1692g(a)(2) by failing to
4 state the name of the creditor to whom the debt is owed.

5 (k) The Defendants violated 15 U.S.C. §1692g(a)(3) by failing to
6 state the right to dispute within thirty (30) days.

7 (l) The Defendants violated 15 U.S.C. §1692g(a)(4) by failing to
8 state the right to have verification/judgment mailed to consumer.

9 (m) The Defendants violated 15 U.S.C. §1692g(a)(5) by failing to
10 provide name and address of original creditor if different from
11 current creditor.

12 21. As a result of each and every Defendant's violations of the FDCPA,
13 Plaintiff is therefore entitled to actual damages pursuant to 15 U.S.C. §
14 1692k(a)(1); statutory damages in an amount up to \$1,000.00 pursuant to 15
15 U.S.C. § 1692k(a)(2)(A); and, reasonable attorney's fees and costs pursuant to 15
16 U.S.C. § 1692k(a)(3) from each and every Defendant herein.

17 **WHEREFORE**, Plaintiff respectfully prays that judgment be entered
18 against Defendant as follows:

19 a) For an award of actual damages pursuant to 15 U.S.C. §1692k(a)(1)
20 against Defendant and in favor of Plaintiff;

- 1 b) For an award of statutory damages of \$1,000.00 pursuant to 15 U.S.C.
2 §1692k(a)(2)(A) against Defendant in favor of Plaintiff; and
3
4 c) For an award of costs of litigation and reasonable attorney's fees pursuant
5 to 15 U.S.C. §1692k(a)(3) against Defendant and in favor of Plaintiff; and
6
7 d) Actual damages from the Defendants for all damages including emotional
8 distress suffered as a result of the intentional, reckless, and/or negligent
9 FDCPA violations.

10
11 **COUNT II**
12 **VIOLATIONS OF THE ROSENTHAL FAIR DEBT COLLECTION**
13 **PRACTICES ACT**
14 **§1788 et seq.**

15 22. Plaintiff repeats and realleges and incorporates by reference paragraphs 1
16 through 19.

17 23. Defendant violated the RFDCPA. Defendants violations include, but are
18 not limited to, the following:

19
20 (a) The Defendants violated §1788.10(f) by threatening to take any
21 action against the debtor which is prohibited by this title.

22
23 (b) The Defendants violated §1788.11(a) by using obscene or
24 profane language.

25
26 (c) damages pursuant to California Civil Code § 1788.30(a);
27 statutory damages for a knowing or willful violation in the
28

1 amount up to \$1,000.00 pursuant to California Civil Code §
2 1788.30(b); and reasonable attorney's fees and costs pursuant to
3 California Civil Code § 1788.30(c) from Defendant.
4

5 **WHEREFORE**, Plaintiff respectfully prays that judgment be entered
6 against Defendant as follows:
7

- 8 a) For an award of actual damages from each and every Defendant pursuant
9 to California Civil Code §1788.30(a);
10
11 b) For an award of statutory damages up to \$1,000.00 pursuant to California
12 Civil Code § 1788.30(b); and
13
14 c) For an award of litigation costs and reasonable attorney's fees pursuant to
15 California Civil Code § 1788.30(c) against each and every Defendant.
16

17 **RESPECTFULLY SUBMITTED,**

18 **DATED:** January 30, 2014

PRICE LAW GROUP APC

19
20 By: 

21 G. Thomas Martin, III
22 Attorney for Plaintiff

23 **DEMAND FOR JURY TRIAL**

24
25 PLEASE TAKE NOTICE that Plaintiff ROSA CHANEY demands trial by
26 jury in this action.
27
28

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Central District of California

ROSA CHANEY

Plaintiff

v.

RENT RECOVERY SOLUTIONS; and DOES 1 to 10,
inclusive,

Defendant

Civil Action No.

CV14-0871

AGR

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

RENT RECOVERY SOLUTIONS
2814 Spring Road, Suite 301
Atlanta, Georgia

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

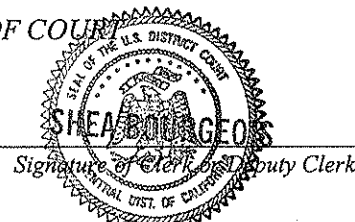
G. Thomas Martin, III, Esq. (SBN 218456)
PRICE LAW GROUP, APC
15760 Ventura Blvd., Suite 1100
Encino, CA 91436
T: (818) 907-2030; F: (866) 397-2030
tom@plglawfirm.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

FEB - 4 2014

Date: _____

CLERK OF COURT



1184

Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 _____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

I. (a) PLAINTIFFS (Check box if you are representing yourself ☐)

ROSA CHANEY

DEFENDANTS (Check box if you are representing yourself ☐)

RENT RECOVERY SOLUTIONS; and DOES 1 to 10, inclusive,

(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same information.)G. Thomas Martin, III (SBN 218456)
PRICE LAW GROUP, APC, (818)907-2030
15760 Ventura Blvd., Suite 1100, Encino, CA 91436**(b) Attorneys** (Firm Name, Address and Telephone Number. If you are representing yourself, provide same information.)**II. BASIS OF JURISDICTION** (Place an X in one box only.)

- ☐ 1. U.S. Government Plaintiff
- ☒ 3. Federal Question (U.S. Government Not a Party)
- ☐ 2. U.S. Government Defendant
- ☐ 4. Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES-For Diversity Cases Only
(Place an X in one box for plaintiff and one for defendant)

- | | | | | | |
|---|--------------------------------|--------------------------------|---|--------------------------------|--------------------------------|
| Citizen of This State | PTF <input type="checkbox"/> 1 | DEF <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in this State | PTF <input type="checkbox"/> 4 | DEF <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. ORIGIN (Place an X in one box only.)

- ☒ 1. Original Proceeding
- ☐ 2. Removed from State Court
- ☐ 3. Remanded from Appellate Court
- ☐ 4. Reinstated or Reopened
- ☐ 5. Transferred from Another District (Specify)
- ☐ 6. Multi-District Litigation

V. REQUESTED IN COMPLAINT: JURY DEMAND: ☒ Yes ☐ No (Check "Yes" only if demanded in complaint.)**CLASS ACTION under F.R.Cv.P. 23:** ☐ Yes ☒ No **MONEY DEMANDED IN COMPLAINT:** \$ according to proof**VI. CAUSE OF ACTION** (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)

Violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 et seq

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	REAL PROPERTY CONT.	IMMIGRATION	PRISONER PETITIONS	PROPERTY RIGHTS
<input type="checkbox"/> 375 False Claims Act	<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 462 Naturalization Application	Habeas Corpus:	<input type="checkbox"/> 820 Copyrights
<input type="checkbox"/> 400 State Reapportionment	<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 463 Alien Detainee	<input type="checkbox"/> 830 Patent
<input type="checkbox"/> 410 Antitrust	<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 290 All Other Real Property	TORTS	<input type="checkbox"/> 510 Motions to Vacate Sentence	<input type="checkbox"/> 840 Trademark
<input type="checkbox"/> 430 Banks and Banking	<input type="checkbox"/> 140 Negotiable Instrument	PERSONAL PROPERTY	PERSONAL PROPERTY	<input type="checkbox"/> 530 General	SOCIAL SECURITY
<input type="checkbox"/> 450 Commerce/ICC Rates/Etc.	<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 535 Death Penalty	<input type="checkbox"/> 861 HIA (1395ff)
<input type="checkbox"/> 460 Deportation	<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 371 Truth in Lending	Other:	<input type="checkbox"/> 862 Black Lung (923)
<input type="checkbox"/> 470 Racketeer Influenced & Corrupt Org.	<input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Vet.)	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 540 Mandamus/Other	<input type="checkbox"/> 863 DIWC/DIWW (405 (g))
<input checked="" type="checkbox"/> 480 Consumer Credit	<input type="checkbox"/> 153 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 330 Fed. Employers' Liability	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 550 Civil Rights	<input type="checkbox"/> 864 SSID Title XVI
<input type="checkbox"/> 490 Cable/Sat TV	<input type="checkbox"/> 156 Stockholders' Suits	<input type="checkbox"/> 340 Marine	BANKRUPTCY	<input type="checkbox"/> 555 Prison Condition	<input type="checkbox"/> 865 RSI (405 (g))
<input type="checkbox"/> 850 Securities/Commodities/Exchange	<input type="checkbox"/> 157 Recovery of Overpayment of Vet. Benefits	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 560 Civil Detainee Conditions of Confinement	FEDERAL TAX SUITS
<input type="checkbox"/> 890 Other Statutory Actions	<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 423 Withdrawal 28 USC 157	FORFEITURE/PENALTY	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 891 Agricultural Acts	<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 355 Motor Vehicle Product Liability	CIVIL RIGHTS	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 871 IRS-Third Party 26 USC 7609
<input type="checkbox"/> 893 Environmental Matters	<input type="checkbox"/> 195 Contract Product Liability	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 690 Other	
<input type="checkbox"/> 895 Freedom of Info. Act	<input type="checkbox"/> 196 Franchise	<input type="checkbox"/> 362 Personal Injury-Med Malpractice	<input type="checkbox"/> 441 Voting	LABOR	
<input type="checkbox"/> 896 Arbitration	REAL PROPERTY	<input type="checkbox"/> 365 Personal Injury-Product Liability	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 710 Fair Labor Standards Act	
<input type="checkbox"/> 899 Admin. Procedures Act/Review of Appeal of Agency Decision	<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 720 Labor/Mgmt. Relations	
<input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 445 American with Disabilities-Employment	<input type="checkbox"/> 740 Railway Labor Act	
	<input type="checkbox"/> 230 Rent Lease & Ejectment		<input type="checkbox"/> 446 American with Disabilities-Other	<input type="checkbox"/> 751 Family and Medical Leave Act	
			<input type="checkbox"/> 448 Education	<input type="checkbox"/> 790 Other Labor Litigation	
				<input type="checkbox"/> 791 Employee Ret. Inc. Security Act	

FOR OFFICE USE ONLY:

Case Number:

CV 14-0871

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA

CIVIL COVER SHEET

VIII. VENUE: Your answers to the questions below will determine the division of the Court to which this case will most likely be initially assigned. This initial assignment is subject to change, in accordance with the Court's General Orders, upon review by the Court of your Complaint or Notice of Removal.

Question A: Was this case removed from state court?	STATE CASE WAS PENDING IN THE COUNTY OF:	INITIAL DIVISION IN CACD IS:
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Los Angeles	Western
If "no," go to Question B. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	Western
	<input type="checkbox"/> Orange	Southern
	<input type="checkbox"/> Riverside or San Bernardino	Eastern

Question B: Is the United States, or one of its agencies or employees, a party to this action?	If the United States, or one of its agencies or employees, is a party, is it:		INITIAL DIVISION IN CACD IS:
	A PLAINTIFF? Then check the box below for the county in which the majority of DEFENDANTS reside.	A DEFENDANT? Then check the box below for the county in which the majority of PLAINTIFFS reside.	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Los Angeles	<input type="checkbox"/> Los Angeles	Western
If "no," go to Question C. If "yes," check the box to the right that applies, enter the corresponding division in response to Question D, below, and skip to Section IX.	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	<input type="checkbox"/> Ventura, Santa Barbara, or San Luis Obispo	Western
	<input type="checkbox"/> Orange	<input type="checkbox"/> Orange	Southern
	<input type="checkbox"/> Riverside or San Bernardino	<input type="checkbox"/> Riverside or San Bernardino	Eastern
	<input type="checkbox"/> Other	<input type="checkbox"/> Other	Western

Question C: Location of plaintiffs, defendants, and claims?	A Los Angeles County	B Ventura, Santa Barbara, or San Luis Obispo Counties	C Orange County	D Riverside or San Bernardino Counties	E Outside the Central District of California	F Other
Indicate the location in which a majority of plaintiffs reside:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Indicate the location in which a majority of defendants reside:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Indicate the location in which a majority of claims arose:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

C.1. Is either of the following true? If so, check the one that applies: <input type="checkbox"/> 2 or more answers in Column C <input type="checkbox"/> only 1 answer in Column C and no answers in Column D Your case will initially be assigned to the SOUTHERN DIVISION. Enter "Southern" in response to Question D, below. If none applies, answer question C2 to the right. →	C.2. Is either of the following true? If so, check the one that applies: <input type="checkbox"/> 2 or more answers in Column D <input type="checkbox"/> only 1 answer in Column D and no answers in Column C Your case will initially be assigned to the EASTERN DIVISION. Enter "Eastern" in response to Question D, below. If none applies, go to the box below. ↓
Your case will initially be assigned to the WESTERN DIVISION. Enter "Western" in response to Question D below.	

Question D: Initial Division?	INITIAL DIVISION IN CACD
Enter the initial division determined by Question A, B, or C above: →	WESTERN

CIVIL COVER SHEET

IX(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ NO ☐ YES

If yes, list case number(s): _____

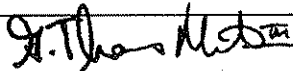
IX(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ NO ☐ YES

If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

**X. SIGNATURE OF ATTORNEY
(OR SELF-REPRESENTED LITIGANT):** _____



DATE: 01/29/2014

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet).

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405 (g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405 (g))